



## Legislation Details (With Text)

**File #:** 3175-2023      **Version:** 1

**Type:** Ordinance      **Status:** Passed

**File created:** 11/7/2023      **In control:** Public Service & Transportation Committee

**On agenda:** 12/11/2023      **Final action:** 12/14/2023

**Title:** To authorize the transfer of cash and the appropriation of funds within the Morse Road TIF Fund; to authorize the Director of the Department of Public Service to enter into a contract modification with Dynotec, Inc. for design of the Roadway Improvements - Sinclair Road Sidewalk project; to authorize the expenditure of up to \$20,000.00 to pay for this contract modification. (\$20,000.00)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. ORD 3175-2023 Accounting Template\_sb.pdf

| Date       | Ver. | Action By             | Action                  | Result |
|------------|------|-----------------------|-------------------------|--------|
| 12/14/2023 | 1    | ACTING CITY CLERK     | Attest                  |        |
| 12/13/2023 | 1    | MAYOR                 | Signed                  |        |
| 12/11/2023 | 1    | COUNCIL PRESIDENT     | Signed                  |        |
| 12/11/2023 | 1    | Columbus City Council | Approved                | Pass   |
| 12/4/2023  | 1    | Columbus City Council | Read for the First Time |        |

### 1. BACKGROUND

This ordinance authorizes the Director of the Department of Public Service to modify a professional services contract with Dynotec, Inc. to add additional funds for design of the Roadway Improvements - Sinclair Road Sidewalks.

Ordinance 1835-2018 authorized the Director of Public Service to enter into a professional services contract for \$146,766.12 with Dynotec, Inc. for the Roadway Improvements - Sinclair Road Sidewalks project. The contract scope included design of new sidewalk along both sides of Sinclair Road from Morse Road to Strimple Avenue and replacement of the culvert at Bull Moose Run.

Ordinance 0978-2020 authorized the Director of Public Service to modify the contract in the amount of \$320,000.00. This ordinance authorizes the Director of the Department of Public Service to modify the contract in the amount of \$20,000.00.

#### 1.1 Amount of additional funds to be expended:

|                                  |                     |                            |
|----------------------------------|---------------------|----------------------------|
| The original contract amount:    | \$146,766.12        | (PO130618, Ord. 1835-2018) |
| The total of Modification No. 1: | \$320,000.00        | (PO226397, Ord. 0978-2020) |
| The total of Modification No. 2: | <u>\$ 20,000.00</u> | <u>(This Ordinance)</u>    |

The contract amount including all modifications: \$486,766.12

#### 1.2 Reasons additional goods/services could not be foreseen:

This modification is necessary to fund services during construction. The original contract had funding for this task, but the funding had to be used for additional design tasks that were not anticipated.

#### 1.3 Reason other procurement processes are not used:

The original consultant is needed to address any questions or issues that arise during construction.

**1.4 How cost of modification was determined:**

The cost of this contract modification is consistent with the direct labor, overhead, and profit rates established within the original proposal/contract.

Searches in the System for Award Management (Federal) and the Findings for Recovery list (State) produced no findings against Dynotec, Inc.

**2. CONTRACT COMPLIANCE**

The contract compliance number for Dynotec is CC005053 and expires 4/18/2024.

**3. FISCAL IMPACT**

Funds in the amount of \$20,000.00 are available for this project within the Morse Road TIF Fund, Fund 7414. It is necessary to transfer cash between projects within Fund 7414 to align cash with the proper project. Funds will also need to be appropriated within Fund 7414.

**4. MINORITY AND WOMAN OWNED BUSINESS ENTERPRISE & SMALL LOCAL BUSINESS ENTERPRISE PROGRAM**

This expenditure is to modify a contract that was put in place prior to the implementation of the Minority and Woman Owned Business Enterprise & Small Local Business Enterprise program and as such is not a part of the program.

To authorize the transfer of cash and the appropriation of funds within the Morse Road TIF Fund; to authorize the Director of the Department of Public Service to enter into a contract modification with Dynotec, Inc. for design of the Roadway Improvements - Sinclair Road Sidewalk project; to authorize the expenditure of up to \$20,000.00 to pay for this contract modification. (\$20,000.00)

**WHEREAS**, contract no. PO130618 with Dynotec, Inc. in the amount of \$146,766.12 was authorized by Ordinance 1835-2018; and

**WHEREAS**, modification no. 1, PO226397, in the amount of \$320,000.00, was authorized by Ordinance 0978-2020; and

**WHEREAS**, it has become necessary to modify the contract in an amount up to \$20,000.00 and provide additional funds for the Roadway Improvements - Sinclair Road Sidewalks project; and

**WHEREAS**, the Department of Public Service requires funding to be available for the Roadway Improvements - Sinclair Road Sidewalks project for design services; and

**WHEREAS**, it is necessary for Council to authorize a transfer of cash within Fund 7414, the Morse Road TIF Fund, to establish sufficient cash to pay for the contract modification; and

**WHEREAS**, it is necessary to appropriate and expend funds within Fund 7414, the Morse Road TIF Fund, to pay for the contract modification; and

**WHEREAS**, this expenditure is to modify a contract that was put in place prior to the implementation of the Minority and Woman Owned Business Enterprise & Small Local Business Enterprise Program and as such is not a part of the program; **NOW, THEREFORE**,

**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:**

**SECTION 1.** That the transfer of \$20,000.00, or so much thereof as may be needed, is hereby authorized within Fund 7414 (Morse Road TIF), from Dept-Div 4402 (Economic Development), Project P414001-100000 (Morse Road TIF), Object Class 06 (Capital Outlay) to Dept-Div 5912 (Design and Construction), Project P530161-100153 (Roadway

Improvements - Sinclair Road Sidewalks), Object Class 06 (Capital Outlay) per the account codes in the attachment to this ordinance.

**SECTION 2.** That from the unappropriated monies and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ended December 31, 2023, the sum of \$20,000.00 is appropriated in Fund 7414 (Morse Road TIF Fund), Dept-Div 5912 (Design and Construction), Project P530161-100153 (Roadway Improvements - Sinclair Road Sidewalks), in Object Class 06 (Capital Outlay) per the account codes in the attachment to this ordinance.

**SECTION 3.** That the Director of the Department of Public Service be, and hereby is, authorized to enter into a contract modification with Dynotec, Inc., 2931 East Dublin-Granville Road, Suite 200, Columbus, Ohio, 43231, for the Roadway Improvements - Sinclair Road Sidewalks project in the amount of \$20,000.00, or so much thereof as may be needed.

**SECTION 4.** That the expenditure of \$20,000.00, or so much thereof as may be needed, is hereby authorized in Fund 7414, (Morse Road TIF Fund), Dept-Div 5912 (Design and Construction), Project P530161-100153 (Roadway Improvements - Sinclair Road Sidewalks), in Object Class 06 (Capital Outlay) per the accounting codes in the attachment to this ordinance.

**SECTION 5.** That funds are hereby deemed appropriated and expenditures and transfers authorized to carry out the purposes of this ordinance and the City Auditor shall establish such accounting codes as necessary.

**SECTION 6.** That the City Auditor is authorized to make any accounting changes to revise the funding source for all contracts or contract modifications associated with this ordinance.

**SECTION 7.** That the City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project.

**SECTION 8.** That this ordinance shall take effect and be in force from and after the earliest period allowed by law.